



అంధ్ర ప్రదేశ్ రాజ పత్రము

THE ANDHRA PRADESH GAZETTE
PART-I EXTRAORDINARY
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No. 400]

HYDERABAD, WEDNESDAY, AUGUST 26, 2009.

NOTIFICATIONS BY HEADS OF DEPARTMENTS, Etc.

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COMMISSIONER OF PROHIBITION & EXCISE

SHOW-CAUSE NOTICE ISSUED TO SRI R. KISHAN, P & EI – REVIEW OF SENIORITY WITH REFERENCE TO SUBSTANTIVE VACANCIES IN THE SENIORITY LIST OF P & Els.

Ref: 1. This office Cr.No.A4/4948/2004, dated: 3-9-2007
 2. Rep.of Sri R. Kishan, P&EI, dated: 31-1-2009
 (submitted to the Government)
 3. Govt.Memo No.5412/Ex.I(2)/2009-2, dt.15-5-2009
 4. CPE, Cr.No.14581/2008/CPE/L4, dated: 25-5-2009
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Cr. No. A4 / 68 / 2008.—

Sri R. Kishan was initially selected as Prohibition & Excise Sub-Inspector on 2-11-1996. Thereafter, as per the orders of the Hon'ble APAT in OA.No.1407/1998, he was considered for retrospective appointment as Proh. & Excise Inspector from 29-5-1997. A direct recruit Excise Inspector was required to pass certain departmental tests within the period of probation. Sri R. Kishan passed the last test on 12-5-2001. Accordingly, the Govt. vide G.O.Rt.No.2220, dated: 21-11-2003 extended his probation upto 26-7-2001 and he was deemed to have commenced his probation from 25-7-1999 under Rule-16(h) of APSSS Rules. Due to extension of probation Sri R. Kishan P&EI is eligible for seniority from 25-7-1999 under Rule-16(h).

A final seniority list of Prohibition and Excise Inspectors of Zone-VI was communicated vide reference 1st cited. In this list, the Direct recruit Excise Inspectors who joined in 1996/1997 have been given placements upto panel year 1996-97 as per their quota. In Hyderabad Division, the last Direct Recruit Excise Inspector joined on 27-12-1997 and he has been placed at Seniority No.201 as per their quota and slots. The Government vide G.O.Ms.No.453, Rev.(Ex.I) Dept., dt.30-5-1997 have abolished the method of Direct recruitment for the post of Excise Inspector. Therefore, after placing the last Direct Recruit at Seniority No.201 upto panel year 1996-97, (103) promotees who were promoted during the period between 1989 to 1997 (i.e.before 25-7-1999) and who could not get seniority according to their quota upto panel year 1996-97 were given seniority placements from Sl.No.202 to 304. These 103 promotees were given date of regularization as 27-12-1997 (i.e. deemed date of last Direct Recruit) on the ground that they were in the cadre as on 27-12-1997 holding a vacancy and all vacancies are meant for promotees due to discontinuation of direct recruitment. While adopting this analogy, the number of substantive vacancies in the cadre of Proh.& Excise Inspector for the period from 27-12-1997 to 25-7-1999 were not considered. There are only 12 substantive vacancies during the above period.

Aggrieved by the above analogy, Sri R. Kishan, P&EI filed an appeal before the Government. The Government vide memo 3rd cited, have informed that vide G.O.Ms.No.453, Rev.(Ex.I) Dept., dt.30-5-1997, the A.P.Excise Service Rules were amended by dispensing the method of appointment by Direct Recruitment in the cadre of Proh.& Excise Inspector. As such rota-quota need not be followed w.e.f. 30-5-1997. However, Sri R. Kishan who was appointed as Proh.& Excise Inspector by way of Direct Recruitment against a substantive vacancy is to be assigned seniority w.e.f.25-7-1999 among the substantive vacancies existing during the relevant panel year. The Govt. further informed that the DC, Hyderabad in his seniority list, dt.3-9-2007 assigned seniority to Sri R. Kishan w.e.f.25-7-1999 but erroneously adjusted the unfilled Direct Recruitment vacancies available as on 30-5-1997 to promotees. The Govt. have informed that the action of the DC, Hyderabad in adjusting all the vacancies after the issue of the above G.O. in which Direct Recruitment was dispensed with is not correct. The Govt. have therefore decided to consider the request of Sri R. Kishan, P&EI to review his seniority with reference to substantive vacancies till the date of his commencement of probation i.e.25-7-1999 under Rule 16(h). Accordingly, the Govt. have requested the Commissioner of Proh.& Excise to take up necessary revision duly following the procedure i.e. by issue of notices to the persons likely to be affected.

In the reference 4th cited, the Commnr.of Proh.& Excise, while communicating the above orders of the Govt. have requested to take necessary action in the matter as ordered by the Govt. duly following the rules.

In this regard, it is informed that only (12) substantive vacancies of Prohibition and Excise Inspectors have arisen in Zone-VI from the period between 27-12-1997 to 25-7-1999. During this period, there is no quota for direct recruitment. Hence, all the 12 substantive vacancies would go for promotees. In view of the orders of the Government, it is proposed to place Sri R. Kishan at Sl.No.213 (a) i.e. below 12 promotees after the last Direct Recruit who is at Sl.No.201 in the final seniority list of Proh.& Excise Inspectors, dt.3-9-2007.

Therefore, Sri K.M. Venkateshwarlu, P&EI (Retd.) & 62 other retired affected persons shown below, who are likely to be affected with the above proposal is called-upon to file objection, if any, against the proposed revision of placement of Sri R. Kishan, within (15) days from the date of receipt of this notice, failing which, the provisional decision will be finalised basing on the material available on record.

To

Sri:

1. K.M. Venkateshwarlu	2. P. Mohan Reddy	3. Abdul Ali
4. M.A. Hafiz Khan	5. C.P. Joseph	6. Taher Ali Khan
7. Iqbal Ahmed Khan	8. KVA Raju	9. M.A. Haleem
10. Fasi ur-Rahman	11. R. Murali	12. Mahmoodali
13. T. Laxminarayana	14. M. Laxmaiah	15. Md. Faizuddin
16. S. Rajender	17. Ahmed Ali Baig	18. Sk. Habeeb
19. P. Santosh Reddy	20. M.A. Raheem	21. P. Srinivasulu
22. Alauddin Khan	23. R. Viswanath Rao	24. N. Surender
25. B. Jagan Mohan Reddy	26. J.K. Vyas	27. Syed Ahmed
28. Asadulla Ansari	29. S. Satyanarayana	30. C. Venkat Reddy
31. T. Sal Reddy	32. L. Moses Roy	33. H. Siva Lal
34. K. Janardhan Reddy	35. K. Rameshwar Rao	36. Ahmed Hussain
37. D. Sadanandam	38. G. Prasanna Rao	39. K. Amrutham
40. C. Gopia	41. Mohd. Ibrahim	42. K. Laxmaiah
43. T. Gopal Reddy	44. N. Laxman Rao	45. R. Anjaiah
46. C. Venkateshwarlu	47. K. Prabhakar Rao	48. E. Devadanam
49. G. Sudershan Rao	50. Rasheed Ahmed	51. B. Narsaiah
52. Md. Jameeluddin	53. Syed Vilayat Ali	54. D. Atma Rao
55. Syed Hameed Hussain	56. D.I. John Sudhakar	57. N. Ramulu
58. B. Gangadhar	59. BR. Prakash Rao	60. G. Rajamannar
61. Khaja Hameedullah	62. K. Murlidhar Reddy	63. Mohd Ali

Hyderabad,
09-06-2009.

CH.V. GOPINATH,
*Dy. Commissioner of Proh. & Excise,
Hyderabad Division.*

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